

**STAFF MEETING MINUTES  
LANCASTER COUNTY BOARD OF COMMISSIONERS  
COUNTY-CITY BUILDING  
ROOM 113  
THURSDAY, FEBRUARY 24, 2005  
8:30 A.M.**

Commissioners Present: Larry Hudkins, Chair  
Deb Schorr, Vice Chair  
Bob Workman  
Ray Stevens

Commissioners Absent: Bernie Heier

Others Present: Kerry Eagan, Chief Administrative Officer  
Gwen Thorpe, Deputy Chief Administrative Officer  
Trish Owen, Chief Deputy County Clerk  
Ann Taylor, County Clerk's Office

The Chair opened the meeting at 8:34 a.m.

**AGENDA ITEM**

**1 APPROVAL OF THE STAFF MEETING MINUTES OF THURSDAY, FEBRUARY 17, 2005**

**MOTION:** Stevens moved and Workman seconded approval of the Staff Meeting minutes of February 17, 2005. Schorr, Workman, Stevens and Hudkins voted aye. Motion carried.

**2 ADDITIONS TO THE AGENDA**

A) Relocation of Community Corrections

**MOTION:** Schorr moved and Workman seconded approval of the addition to the agenda. Workman, Schorr, Stevens and Hudkins voted aye. Motion carried.

**3 LEGISLATIVE UPDATE - Gordon Kissel, Legislative Consultant; Amy Prenda, Director of Legal Research and Analysis for Kissel/E&S Associates**

Gordon Kissel, Legislative Consultant, presented a legislative update (Exhibit A).

## ADMINISTRATIVE OFFICER REPORT

### A. Surplus Property at 1931 North 57<sup>th</sup> Street

Kerry Eagan, Chief Administrative Officer, said a one foot strip of land on this lot is county property.

Larry Worrell, County Surveyor, appeared and explained that the strip was left out of two property transfers and was transferred to county ownership through a tax sale (Exhibit B).

**MOTION:** Schorr moved and Workman seconded to direct Kerry Eagan, Chief Administrative Officer, to begin the process to declare the strip of land surplus property. Schorr, Workman, Stevens and Hudkins voted aye. Motion carried.

### 4 PAVING OF DETOURS - Don Thomas, County Engineer

Don Thomas, County Engineer, presented a map of the proposed detour route for Project No. STPE-3305(9)-Denton Road (Exhibit C), which is a three-year federal aid project. He said he must maintain the schedule and cautioned against last minute changes in the detour route or insertion of other projects. There will be a delay of at least a one year, as grading of South 82<sup>nd</sup> Street has been given priority status. That project has also pushed completion of South 68<sup>th</sup> Street (Hickman viaduct) back to 2009.

In response to a question from Stevens, Thomas said paving of South 68<sup>th</sup> Street from Roca Road into Hickman will be looked at in the future, possibly in 2011.

Thomas also gave an overview of future paving projects:

<u>Location</u>	<u>Traffic Count</u>
• Old Cheney Road (So. 112 <sup>th</sup> to So. 148 <sup>th</sup> ) (Planned Fiscal Year - 2006)	582
• Yankee Hill Road (So. 40 <sup>th</sup> to So. 56 <sup>th</sup> ) (Coordinating with the City)	563
• Saltillo Road (So. 84 <sup>th</sup> to So. 98 <sup>th</sup> )	490
• Pioneers Boulevard (So. 98 <sup>th</sup> to So. 112 <sup>th</sup> )	461
• Adams Street (Stevens Creek Bridge to No. 112 <sup>th</sup> )	412
• South 120 <sup>th</sup> Street (Highway 2 to Saltillo Road)	426
• North 162 <sup>nd</sup> Street (Traffic count maybe May or October)	No current count
• Southwest 14 <sup>th</sup> Street (Saltillo Road to Highway 33)	Over 400 the first ¾ of a mile

In response to a question from Hudkins, Thomas said he does not have current counts on 84<sup>th</sup> Street, north of Emerald.

Schorr said there is a great deal of confusion regarding the Hickman viaduct and asked Thomas to provide a briefing at a Hickman City Council Meeting.

Workman said paving of Alvo Road from 98<sup>th</sup> Street to 148<sup>th</sup> Street has been suggested as a way to divert traffic around Waverly.

Stevens inquired about plans for paving 82nd Street.

Thomas said there are none, other than the two-mile detour between Hickman Road and Panama Road (scheduled for paving in 2008).

Stevens asked whether there are plans to pave West Denton Road to the county line.

Thomas said the Seward County Engineer has programmed grading of his mile for 2006 and said an interlocal agreement will be worked out to pave all three miles and share in the cost of paving (two of the three miles will be in Lancaster County). The earliest the paving would be done is 2007 or 2008.

Brief discussion also took place regarding plans for an overpass in the vicinity of Southwest 38<sup>th</sup> Street or Southwest 40<sup>th</sup> Street.

**5 JUSTICE ASSISTANCE GRANT** - Gary Lacey, Lancaster County Attorney;  
Bill Jarrett, Chief Deputy Sheriff

Bill Jarrett, Chief Deputy Sheriff, said the Edward J. Byrne Grant and Local Law Enforcement Block Grant (LLEBG) were used to fund positions and equipment in his department. These grants have been combined and are now part of the Justice Assistance Grant (JAG) Program (Exhibit D). Funding for law enforcement has been reduced by 60 percent and will be provided up-front, rather than using the Nebraska Crime Commission as a pass-through agency.

Gary Lacey, Lancaster County Attorney, said the Nebraska Crime Commission had used the Edward J. Byrne Grant to fund local drug task forces and a joint grant between the County Attorney's Office, Lancaster County Sheriff's Office and Lincoln Police Department received \$390,000. He said joint funding for the City and County has been reduced to \$310,324 and recommended continued funding of the Local Drug Task Force.

Jarrett provided a breakdown of how the funds are spent (Exhibit E).

Workman exited the meeting at 9:48 a.m.

**6 SOCIAL MARKETING FROM FAMILIES FIRST & FOREMOST (F<sup>3</sup>) -**  
Renee' Dozier, F<sup>3</sup> Associate Director

Renee' Dozier, F<sup>3</sup> Associate Director, presented examples of four proposed billboard advertisements of F<sup>3</sup> outcomes (Exhibit F).

The Board requested the following revisions: 1) Enlarge the type; 2) Eliminate reference to System of Care and two references to Families First & Foremost (F<sup>3</sup>); 3) Use one picture, per billboard; and 4) Include information on the number of youth served.

The item was rescheduled on the March 8, 2005 Staff Meeting agenda.

It was also suggested that F<sup>3</sup> explore public service announcements on the radio and contact the Purchasing Department to see whether it can "piggy-back" on the City's contract with Lamar Outdoor Advertising.

**7 TRANSITION PLAN FOR FAMILIES FIRST & FOREMOST (F<sup>3</sup>)  
DIRECTOR AND MOVING F<sup>3</sup> TO REGION V - Sheryl Schrepf, F<sup>3</sup>  
Director; Renee' Dozier, F<sup>3</sup> Associate Director; C. J. Johnson, Program  
Administrator for the Region V Mental Health, Alcoholism & Drug Abuse  
Program**

Brief discussion took place regarding the transfer of F<sup>3</sup> from Lancaster County to Region V (effective date is June 30, 2005).

Schorr suggested that the County retain Doug Fargo, Accounts Payable Receivable, as a county employee for an additional 30-60 days to address billings. **NOTE:** Fargo and Renee' Dozier, F<sup>3</sup> Associate Director, are the only county employees.

Sheryl Schrepf, F<sup>3</sup> Director, said the grant funds cannot be transferred and explained that there is not much money remaining from the grant and those funds must be expended by August 30, 2005 or returned to the federal government. She said the Integrated Care Coordination Unit (ICCU) can be moved to Region V at any time and said those funds can be transferred to Region V.

Dave Kroeker, Budget and Fiscal Officer, appeared and said he does not see a reason to retain Fargo.

C. J. Johnson, Program Administrator for the Region V Mental Health, Alcoholism & Drug Abuse Program, said Lancaster County could subcontract with Region V for the services.

Schrepf said technology issues remain the biggest challenge.

Schorr said there needs to be further discussion of ownership of the equipment that was purchased with ICCU and grant funds.

Eagan asked whether there is still interest in contracting to perform Office of Juvenile Services (OJS) evaluations.

Schrepf said there is if the State is willing to carve-out Lancaster County.

**MOTION:** Schorr moved and Stevens seconded to name Renee' Dozier the Office of Juvenile Mental Health Director until June 30, 2005, with a salary increase to \$75,000.

Hudkins pointed out that it is more than the salary paid to the Human Services Administrator.

Schrepf said it is difficult to compare the two positions.

Dozier added that she will not be hiring a replacement for her current position.

Hudkins asked whether Region V can absorb that salary level.

Johnson said salaries will be looked at as part of a planned restructuring.

Eagan said it would be more appropriate for the Board to take action on this matter at a Board of Commissioners Meeting.

The maker of the motion and the seconder agreed to modify their motion to move the action forward in the form of a resolution to a Board of Commissioners Meeting.

**ROLL CALL:** Schorr, Stevens and Hudkins voted aye. Workman was absent from voting. Motion carried.

Workman returned to the meeting at 10:22 a.m.

Schrepf presented Lancaster County Office of Juvenile Mental Health/F<sup>3</sup>/Integrated Care Coordination Unit (ICCU) Proposal for Consultant Contract, March 15, 2005 through June 30, 2005, Sheryl Schrepf, MSW (Exhibit G):

- Coordinate the transition of F<sup>3</sup> to Region V Systems
- Prepare ICCU cost savings proposal for submission to Nebraska Department of Health and Human Services (HHS)
- Research other funding/grant opportunities (including Substance Abuse and Mental Health Services Administration (SAMHSA) and other federal agencies) for Lancaster

County in behavioral health as it relates to juvenile justice, substance abuse treatment, out-of-home placements, etc.

- Prepare a proposal and manage the process to apply for a Medicaid carve-out
- Close out of SAMHSA F<sup>3</sup> Grant
- Meet with Commissioner Schorr twice monthly to report progress

Schrepf said she could begin work March 15, 2005 and asked that the contract amount be set at \$20,000. She said she would be paid out of the ICCU contract, rather than federal grant funds.

Eagan asked Schrepf to verify the proper funding source with the federal government.

The Board asked Schrepf to work with the County Attorney's Office in preparing a contract, using the proposal as a guideline and extending the completion date to August 31, 2005.

### ADMINISTRATIVE OFFICER REPORT

- D. Letter to Nebraska Department of Health and Human Services (HHS)  
Regarding Contract with Youth Services Center

The Board reviewed a draft of the letter (Exhibit H).

Eagan recommended that the Board strike the following sentence in the fourth paragraph:

*Further, pursuant to the provisions of paragraph XX of the Juvenile Detention Services Contract you are hereby notified the contract will be terminated in thirty (30) days from the date of this notice.*

**MOTION:** Workman moved and Schorr seconded to revise the letter as follows: 1) Eliminate the third sentence in the fourth paragraph; 2) Change I'm sure to We know in the first sentence of the fifth paragraph; 3) Request a meeting to discuss the issue; and 3) Copy Todd Reckling, Nebraska Department of Health & Human Services (HHS). Workman, Schorr, Stevens and Hudkins voted aye. Motion carried.

- 8 A) COUNTY CHANGE OF ZONE NO. 04087, AGRICULTURAL (AG) TO BUSINESS (B) DISTRICT, 134<sup>TH</sup> & O STREET; B) COUNTY SPECIAL PERMIT NO. 195 AND COUNTY PRELIMINARY PLAT NO. 02011, BEAVER CREEK, 134<sup>TH</sup> & O STREET; AND C) POTENTIAL COMPREHENSIVE PLAN AMENDMENT FOR SOUTH 162<sup>ND</sup> STREET AND HIGHWAY 2 INTERCHANGE - Marvin Krout, Planning Director; Mike DeKalb, Planning Department**

### **A) County Change of Zone No. 04087**

Mike DeKalb, Planning Department, gave an overview of County Change of Zone No. 04087, a request for a change of zone from Agricultural (AG) to Business (B) District on property located at the southeast corner of "O" Street/Highway 34 and South 134<sup>th</sup> Street (Exhibit I). He said there is a recommendation of denial from Staff and the Planning Commission, noting the request is not in conformance with the Lincoln-Lancaster County Comprehensive Plan map.

Rudolph Strnot, applicant, appeared and distributed pictures of area (Exhibit J). He said his intent is to use approximately 2.5 acres for commercial storage.

In response to a question from Workman, DeKalb said the Board can approve a change of zone for the parcel as advertised, or a smaller portion, but cautioned against "spot zoning".

### **B) County Special Permit No. 195 and County Preliminary Plat No. 02011**

DeKalb, Planning Department, gave an overview of County Special Permit No. 195 and County Preliminary Plat No. 02011, Beaver Creek, a request for six residential acreage lots and six outlots, with a density bonus for preservation of farmland, on property at South 134<sup>th</sup> and O Streets (Highway 34) (Exhibit K). He reported a recommendation of conditional approval from Staff and the Planning Commission.

In response to a question from Hudkins, J.D. Burt, Design Associates, appeared and explained that a notch-out piece in the southwest corner that was previously included was left out because the applicant wants to retain ownership. He said it does not affect the number of lots in the Community Unit Plan (CUP).

### **C) Potential Comprehensive Plan Amendment for South 162<sup>nd</sup> Street and Highway 2 Interchange**

Hudkins referred to County Change of Zone No. 04080 (a request for a change of zone from Agricultural (AG) to Industrial (I) on 28.56 acres on the northeast corner of Highway 2 and South 162<sup>nd</sup> Street to enable Capital Concrete Company to construct and operate a redi-mix concrete plant) and asked why the applicant did not try to locate the concrete plant on the south side of Highway 2.

Marvin Krout, Planning Director, said Highway 2 is an important entryway corridor to the urban area and since concrete plants can be unsightly, a significant setback was suggested to protect the entryway view. He said he did not realize initially that there was a house in close proximity and said there is flexibility to locate it further south if the topography fits.

DeKalb said the Village of Bennet is supportive of the application.

It was noted that Schorr had suggested addressing the entire intersection as an amendment to the Lincoln and Lancaster County Comprehensive Plan.

Krout said the Board could propose a Comprehensive Plan amendment even though it is technically past the deadline. He said it would go through an analysis and cautioned that Staff would be unlikely to recommend approval of a large area of commercial and industrial use without an understanding how it would be properly served by urban services. Krout said he anticipates that there will eventually be development at the interchange and suggested that the County should look to Bennet for how and when that might happen. He said his department can talk to Bennet and possibly work it into the long-range planning process.

**9 MAINTENANCE AGREEMENT WITH ELECTION SYSTEMS AND SOFTWARE, INC.** - Dave Shively, Election Commissioner

Item was rescheduled.

**10 LANCASTER COUNTY MENTAL HEALTH JAIL DIVERSION GRANT UPDATE AND EVALUATION OUTCOMES** - Dean Settle, Community Mental Health Center Director; Travis Parker, Mental Health Jail Diversion Project Director; Mike Thurber, Corrections Director; James Addy, Nebraska Public Policy Group

Item was rescheduled.

**11 ACTION ITEMS**

- A. Agenda Items for Joint Lincoln Public Schools (LPS)/City/County Meeting (March 7, 2005)

Board consensus was to cancel the meeting if there are no agenda items.

**12 ADMINISTRATIVE OFFICER REPORT**

- A. Surplus Property at 1931 North 57<sup>th</sup> Street

Item moved forward on the agenda.

- B. Appointments and Reappointments to Lincoln-Lancaster Women's Commission

The Board scheduled the item on the March 1, 2005 Board of Commissioners Meeting agenda.

C. Community Mental Health Center (CMHC) Crisis Retreat

Gwen Thorpe, Deputy Chief Administrative Officer, reviewed the request from CMHC to provide all day staff training and lunch at the Embassy Suites (the estimated cost of the lunch is \$735).

**MOTION:** Workman moved and Stevens seconded to authorize the expense out of the existing Community Mental Health Center budget.

Thorpe said CMHC does not have funds in their budget to fund the expense.

The maker of the motion and the seconder withdrew their motion.

Thorpe will notify CMHC that the request was denied.

D. Letter to Nebraska Department of Health and Human Services (HHS)  
Regarding Contract with Youth Services Center

Item moved forward on the agenda.

E. Letter of Authorization for Randall Funding and Development, Inc. to Write  
a U.S. Department of Justice (DOJ) Office of Justice Programs (OJP)  
Bureau of Justice Assistance (BJA) Adult Drug Court Enhancement Grant  
(Exhibit L)

**MOTION:** Stevens moved and Schorr seconded to authorize signature by the Chair. Schorr, Stevens, Workman and Hudkins voted aye. Motion carried.

F. Start Date for Lodging Tax Increase

Eagan said the Nebraska Department of Revenue has notified the County that a sales tax of this nature cannot be implemented except upon 120 days notice to the Department of Revenue, preceding the next calendar quarter (the earliest date of implementation would be July 1, 2005, contingent upon Board approval at the February 29, 2005 Board of Commissioners Meeting and notice by March 3, 2005).

**MOTION:** Stevens moved and Workman seconded to direct the County Attorney's Office to revise the effective date to July 1, 2005 on a resolution approving the establishing of a County Visitors' Improvement Fund and imposing an additional sales tax of two percent upon the total consideration charged for occupancy of any space furnished by any hotel. Stevens, Schorr, Workman and Hudkins voted aye. Motion carried.

### **13 DISCUSSION OF BOARD MEMBER MEETINGS**

- A. Lincoln Independent Business Association (LIBA) Monthly Meeting - Heier, Stevens

Stevens said discussion focused on the State Fair.

- B. Downtown Lincoln Association (DLA) - Stevens

Stevens said the DLA supports the lodging tax increase and redevelopment in the 17<sup>th</sup> and "Q" Street area.

- C. Homeland Security Grant Committee - Workman

No report.

- D. Lincoln Partnership for Economic Development (LPED) Agribusiness Council - Hudkins

Hudkins reported on formation of the council.

- E. Community Mental Health Center Advisory Committee - Stevens

Stevens reported a search for advisory committee members for the Assertive Community Treatment (ACT) Program.

- F. Wilderness Park Committee - Stevens

No report.

### **ADDITIONS TO THE AGENDA**

- A) Relocation of Community Corrections

Item was not addressed during the meeting.

**14      ADJOURNMENT**

**MOTION:** Schorr moved and Stevens seconded to adjourn the meeting at 12:26 p.m.  
Schorr, Stevens, Workman and Hudkins voted aye. Motion carried.

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Bruce Medcalf  
Lancaster County Clerk